

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

IN RE: HENRY L. WILTON,  
Debtor.

Case No. 10-36398-KRH  
Chapter 11

**MOTION TO CONVERT CASE TO CHAPTER 7**

COMES NOW Henry L. Wilton, by counsel, and respectfully moves this Court for an Order, pursuant to U.S.C. §1112 of the Bankruptcy Code and Rules 1071(f)(2) and 9013 of the Federal Rules of Bankruptcy Procedure, to convert his Chapter 11 case to a Chapter 7 case. In support of this Motion, the Debtor respectfully states:

1. On September 16, 2010 (the "Petition Date"), the Debtor filed his voluntary bankruptcy petition under Chapter 11 of the Bankruptcy Code in the United States Bankruptcy Code, Eastern District of Virginia, Richmond Division.
2. The Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2). Venue is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409. The statutory and legal predicates for the relief sought herein are §§ 1112(a) and (b) of the Bankruptcy Code.
3. The Debtor has continued in possession of his property as Debtor-in-Possession, pursuant to §§ 1107 and 1108 of the United States Bankruptcy Code.
4. Pursuant to 11 U.S.C. §109, the Debtor is eligible to be a debtor under Chapter 7 of the Bankruptcy Code.

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CANFIELD, BAER & HELLER, LLP  
2201 Libbie Avenue, Suite 200  
Richmond, VA 23230  
(804)673-6600  
(804)673-6604  
*Counsel for Debtor*

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5. In accordance with 11 U.S.C. § 1112(a), the Debtor may convert his case to a Chapter 7 case as he is a Debtor-in-Possession, his case was not originally commenced as an involuntary case, and he has not previously converted his case.

WHEREFORE Henry L. Wilton, by counsel, respectfully asks that this Court enter an Order converting his case to a Chapter 7.

HENRY L. WILTON

By: /s/ Robert A. Canfield  
Counsel

Robert A. Canfield, VSB #16901  
CANFIELD, BAER & HELLER, LLP  
2201 Libbie Avenue, Suite 200  
Richmond, VA 23230  
 (804)673-6600  
 (804)673-6604  
*Counsel for Debtor*

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was mailed, first class mail, postage prepaid and/or electronically, on this 25<sup>th</sup> day of July, 2011 to all necessary parties, as listed below:

SEE ATTACHED LIST

By: /s/ Robert A. Canfield  
Robert A. Canfield

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

IN RE: HENRY L. WILTON,  
Debtor.

Case No. 10-36398-KRH  
Chapter 11

Address: 4905 West Clay Street  
Richmond, VA 23230

SSN / ITIN: xxx-xx-1332

**NOTICE OF MOTION**

Henry L. Wilton has filed papers with the Court to convert his case to a Chapter 11.

**Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one. (If you do not have an attorney, you may wish to consult one.)**

If you do not want the Court to grant the relief requested in the objection, or if you want the Court to consider your views on the objection, then on or before August 15, 2011, you or your attorney must:

- File with the Court, at the address shown below, a written request for a hearing [or a written response pursuant to Local Bankruptcy Rule 9013-1(h)]. If you mail your request for hearing (or response) to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above.

Clerk of the Court  
United States Bankruptcy Court  
Eastern District of Virginia, Richmond Division  
701 E. Broad Street  
Richmond, VA 23219

You must also mail a copy to:

Robert A. Canfield, Esquire  
2201 Libbie Ave., Suite 200  
Richmond, VA 23230

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the motion and may enter an order granting the request of Henry L. Wilton.

Date: July 25, 2011

/s/ Robert A. Canfield  
Robert A. Canfield

Robert A. Canfield, VSB #16901  
CANFIELD, BAER & HELLER, LLP  
2201 Libbie Avenue, #200  
Richmond, VA 23230  
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SEE ATTACHED LIST

By: /s/ Robert A. Canfield  
Robert A. Canfield

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**93 Saguro Forest, LLC**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Ashland Properties, LLC**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Judson & Layne Wilton, LLC**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Shenanoah Golf Club, LLC**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Wilhook, LLC**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Wilton Dev. of Steamboat, LLC**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Wilton Development Corporation**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Wilton Family Investments III**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Wilton Family Investments, LLC**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Wilton Investment Corporation**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Wilton Real Estate**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Wilval, LLC**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Yampa River Village, LLC**  
4905 West Clay Street  
Richmond, VA 23230-0000

**Wilton Investment Co., LLC**  
Attn: Barry Wilton  
6802 Paragon Pl., Ste. 300  
Richmond, VA 23230-0000

**Alpine Bank**  
P.O. Box 6086  
Rockford, IL 61125-0000

**Mountain Investments LLC**  
Loc Pfeiffer  
KUTAK ROCK LLP  
1111 East Main Street, Suite 800  
Richmond, Virginia 23219-3500

**American Express**  
P.O. Box 981540  
El Paso, TX 79998-1540

**Ashcourt, LLC**  
Judson T. Vaughn, III  
PO Box 1716  
Ashland, VA 23005-0000

**Bank of America**  
P.O. Box 15019  
Wilmington, DE 19886-5019

**Bank of America**  
P.O. Box 982235  
El Paso, TX 79998

**Bank of Essex**  
PO Box 674824  
Marietta, GA 30006-0000

**Builder's Financial Group, LLC**  
2250 Old Brick Road, Ste.200  
Glen Allen, VA 23060-0000

**Cardmember Services**  
PO Box 15153  
Wilmington, DE 19886-0000

**Central Virginia Bank**  
PO Box 39  
Powhatan, VA 23139-0000

**Chase**  
P.O. Box 15153  
Wilmington, DE 19886-5153

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4905 West Clay Street  
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11201 Patterson Avenue  
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PO Box 15019  
Wilmington, DE 19886-0000

**First Capital Bank**  
4222 Cox Road, Ste. 200  
Glen Allen, VA 23060-0000

**First Market Bank**  
111 Virginia Street  
Suite 200  
Richmond, VA 23219-0000

**Franklin Federal Savings Bank**  
4501 Cox Road  
Glen Allen, VA 23060-0000

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**Hampton Roads Bankshares**  
PO Box 1908  
Elizabeth City, NC 27906-1908

**Grounds Maintenance Services**  
PO Box 3886  
Park City, UT 84060-0000

**Hampton Roads Bankshares**  
12090 W. Broad Street  
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**Hirschler Fleisher**  
PO Box 500  
Richmond, VA 23218-0000

**Holloway, Brabec & Assoc PC**  
PO Box 770908  
Steamboat Springs, CO 80477-0908

**Internal Revenue Service**  
Centralized Insolvency Operations  
PO Box 21126  
Philadelphia, PA 19114

**Johnson & Johnson Preferred**  
Financing, Inc.  
PO Box 20370  
Charleston, SC 29413-0000

**Lia Kennerly**  
5045 Harrington road  
Alpharetta, GA 30022-0000

**National Bank of Arizona**  
7202 E. Carefree Drive  
Carefree, AZ 85377-0000

**Paragon Bank**  
3535 Glenwood Avenue  
Raleigh, NC 27612-0000

**PGH**  
2717 Willard Rd.  
Henrico, VA 23294

**River City Bank**  
Post Office Box 15247  
Sacramento, CA 95851

**Solumere Homeowners Assoc.**  
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Park City, UT 84060

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Richmond, VA 23221

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**The Commonwealth Club**  
401 W. Franklin Street  
Richmond, VA 23220

**The Desert Mountain Club**  
10550 E. Desert Hills Drive  
Scottsdale, AZ 85262

**Thomas O. Bondurant, Jr., PC**  
3600 Douglasdale Road  
Richmond, VA 23221

**Union First Market Bank**  
9665 Sliding Hill Road  
Ashland, VA 23005

**Village Bank**  
15521 Midlothian Turnpike  
Suite 200  
Midlothian, VA 23113

**Wachovia**  
PO Box 13765  
Roanoke, VA 24037

**Walter L. Hooker**  
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Richmond, VA 23230

**Wells Fargo Home Mortgage**  
PO Box 14411  
Des Moines, IA 50306

**The Country Club of Virginia**  
6031 St. Andrews Lane  
Richmond, VA 23226

**Desert Mountain Master Assoc.**  
c/o CCMC- Western Region  
PO Box 105260  
Atlanta, GA 30348

**Promontory Ranch Club**  
8758 N. Promontory Ranch Road  
Park City, UT 84098

**Sidney Peak Ranch Owner's Assn.**  
3001 S. Lincoln Ave., Ste. E  
Steamboat Springs, CO 80487

**The Foundry Golf Club**  
3225 Lee's Landing Road  
Powhatan, VA 23139

**Glenwild**  
7600 Glenwild Drive  
Park City, UT 84098

**County of Henrico**  
PO Box 90775  
Henrico, VA 23273

**Hanover Insurance Company c/o**  
**Guardian Group, Inc.**  
260 Gateway Drive, Ste. 6-8C  
Bel Air, MD 21014

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4510 Cox Road  
Suite 200  
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**Alpine Bank**  
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Richmond, VA 23224-4253

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951 East Byrd Street, 8th Floor  
Richmond, VA 23219

**The Bank of Hampton Roads**  
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Zurich North America  
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7130 Glen Forest Drive  
Richmond, VA 23226

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100 W. Broad Street  
Richmond, VA 23063

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**Bank of the West**  
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Concord, CA 94524-4002

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Attn: Credit Administration  
PO Box 391  
West Point, VA 23181-0391

**Regions Bank**  
PO Box 11407  
Birmingham, AL 35246

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